APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

| Date of filing in State Engineer's Office MAR 21 2003 | | | |
|--|--|--|--|
| Returned to applicant for correction | | | |
| Corrected application filed | | | |
| Map filed | | | |
| ***** | | | |
| The applicant Bolling Construction, a Nevada Corporation hereby make application for permission to change the Point of Diversion, Manner of use and Place of use of a Portion of water heretofore appropriated under Permit # 24750 Certificate # 8177 ********************************** | | | |
| 1. The source of water is Underground Source | | | |
| 2. The amount of water to be changed 0.00513 c.f.s. | | | |
| 3. The water to be used for Commercial Use | | | |
| 4. The water heretofore permitted for Irrigation | | | |
| 5. The water is to be diverted at the following point within the NW4 NE4 Section 26 T. 19 S., R. 53 E. M.D.B.&M. or at a point from which the N 4 corner of said Section 26 bears N 80° 17' W a distance of 604.00 Feet. | | | |
| 6. The existing permitted point of diversion is located within the NE4 NW4 Section 3, T. 20 S., R. 53 E. M.D.B.&M. or at a point from which the N4 Corner of said Section 3 bears N 45° E., a distance of 100.00 Feet. | | | |
| 7. Proposed place of use within the NW4 NE4 Section 26 T. 19 S., R. 53 E. M.D.B.& M. | | | |
| 8. Existing place of use within the NW4 SW4 Section 5, T. 20 S., R. 53 E. M.D.B.& M. 3 acre feet (0.60 acres) to be removed from irrigation . | | | |
| 9. Use will be from January 1 to December 31 of each year. | | | |
| 10. Use was permitted from January 1 to December 31 of each year. | | | |
| 11. Description of proposed works Well, pump and moter thru plastic service lines. | | | |
| 12. Estimated cost of works \$20,000.00 | | | |
| 13. Estimated time required to construct works 2 years | | | |
| 14. Estimated time required to complete the application of water to beneficial use 4 years | | | |
| 15. Remarks: Gravel pit use for washing sand and dust control | | | |
| By Richard L. Hafen s/Richard L. Hafen Agent 2383 Gateway Rd. Las Vegas Nevada, 89115 Compared hmw/cmf dl/cmf | | | |

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 24750, Certificate 8177 is issued subject to the terms and conditions imposed in said Permit 24750, Certificate 8177 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a herein. totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Permit 69759 is granted to provide water service to a gravel pit operation within the described place of use.

(CONTINUED ON PAGE 3)

Page 3 of 3 (PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed <u>0.00513</u> cubic feet per second, <u>but</u> not to exceed <u>3.0 acre-feet annually.</u>

Work must be prosecuted with reasonable diligence and be completed on or before:

December 19, 2004

Proof of completion of work shall be filed on or before: <u>January 19, 2005</u>

Water must be placed to beneficial use on or before:

December 19, 2005

Proof of the application of water to beneficial use shall be filed on or before: <u>January 19, 2006</u>

Map in support of proof of beneficial use shall be filed on or before:

| January 19 | 2006

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office,

this 19th day of December, A.D. 2003

| — — 4 | State Engineer | |
|-------------------------------|----------------|----------------------|
| Completion of work filed | الرحي | Manage of the second |
| Proof of beneficial use filed | | |
| Cultural map filed | | <u> </u> |
| Cortificate No | Tssued | |

